Case 3:09-cr-05452-RJB Document 59 Filed 07/01/09 Page 1 of 1 UNITED STATES DISTRICT COURT W. D. OF WASHINGTON AT TACOMA UNITED STATES OF AMERICA. Plaintiff, Case No. MJ09-5178 **DETENTION ORDER** ROSALINDA OSEGUERA LOPEZ, Defendant. THE COURT, having conducted a detention hearing pursuant to 18 U.S.C. §3142, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of the defendant as required and/or the safety of any other person and the community. This finding is based on 1) the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence or involves a narcotic drug; 2) the weight of the evidence against the person; 3) the history and characteristics of the person including those set forth in 18 U.S.C. § 3142(g)(3)(A)(B); and 4) the nature and seriousness of the danger release would impose to any person or the community. Findings of Fact/ Statement of Reasons for Detention Presumptive Reasons/Unrebutted: Conviction of a Federal offense involving a crime of violence. 18 U.S.C.§3142(f)(A) Potential maximum sentence of life imprisonment or death. 18 U.S.C.§3142(f)(B) Safety Reasons: Defendant is currently on probation/supervision resulting from a prior offense. Defendant was on bond on other charges at time of alleged occurrences herein. **Defendant's prior criminal history.** Flight Risk/Appearance Reasons: Defendant's lack of sufficient ties to the community. Bureau of Immigration and Customs Enforcement detainer. Detainer(s)/Warrant(s) from other jurisdictions. Failures to appear for past court proceedings. Past conviction for escape.

- ()

## Other:

1

2

3

4

5

6

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

()

( )

( )

Defendant stipulated to detention without prejudice and for reasons contained in the Government's Motion for Detention.

## Order of Detention

- The defendant shall be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.
- The defendant shall be afforded reasonable opportunity for private consultation with counsel.
- The defendant shall on order of a court of the United States or on request of an attorney for the Government, be delivered to a United States marshal for the purpose of an appearance in connection with a court proceeding.

July 1, 2009.

J. Richard Creatura

United States Magistrate Judge

DETENTION ORDER